Criminal Transfer Application no.8 of 2002

Ranvir Singh Harnal and another ----------Applicants

Versus

State of Uttaranchal and another ----------Respondents

Hon'ble M.M. Ghildiyal J

This transfer application u/s 407 Cr.P.C. has been moved by the applicants for transfer of criminal case no.1303 of 2002 State Vs. Ranvir Singh Harnal and another under sections 498 A. 323 and 506 I.P.C. and section ¾ Dowry Prohibition Act pending in the court of Special Magistrate, C.B.I. Dehradun to Haridwar.

Heard Sri Lokendra Dobhal learned counsel for the applicant and Sri Arvind Vashistha learned counsel for respondent no.2.

The applicants have submitted that respondent no.2 lodged first information report against the applicants and their family members under sections 498 A, 323 and 506 I.P.C. and ¾ Dowry Prohibition Act. The applicants. The applicants were in Jail since then. They moved bail application from Jail as no lawyer at Dehradun was ready to appear on behalf of the applicants in view of the fact that the respondent no.2 is a practicing lawyer at Dehradun. The fact that no advocate appeared for the applicants to argue in the bail application of the applicants is born out from the order of learned Magistrate concerned. The applicants thereafter moved application for transfer of bail application from Dehradun to Haridwar before this court and this court transferred the bail application vide order dated 30.1.2002. By means of this application the applicants have prayed for transfer of the aforesaid criminal case no.1303/2002.

For the reasons stated above to meet the ends of justice I allow the transfer application and transfer criminal case no.1303 of 2002 State Versus Ranvir Singh Harnal and another under section 498 A, 323 and 506 I.P.C. and ¾ Dowry Prohibition Act from Dehradun to Haridwar. C.J.M. Haridwar is directed to expedite the trial as early as possible.

April 30, 2003 **(M.M. Ghildiyal, J.)**